

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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QUO VADIS, INC. PROFIT SHARING : Index No. 08CV4259 (RMB)  
TRUST, :

Plaintiff, :

- against - :

MOTION TO ADMIT  
COUNSEL PRO HAC VICE

WILLIAM SCHIEBEL, :

Defendant. :

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PLEASE TAKE NOTICE that Pursuant to Rule 1.3(c) of the  
Local Rules of the United States District Courts for the Southern  
and Eastern Districts of New York, I, Ira Tokayer, a member in  
good standing of the bar of this court hereby moves for an Order  
allowing the admission pro hac vice of:

David M. Hirshon and Marshall J. Tinkle  
Tompkins, Clough, Hirshon and Langer, P.A.  
3 Canal Plaza  
P.O.B. 15060  
Portland, Maine 04112  
Phone: 207-874-6700  
Fax: 207-874-6705  
Email: dhirshon@tchl.com  
mjtinkle@tchl.com

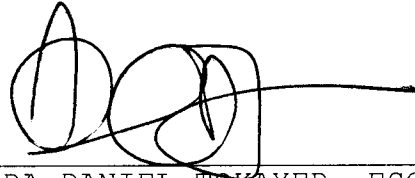
David M. Hirshon and Marshall J. Tinkle are members in  
good standing of the Bar of the State of Maine.

There are no pending disciplinary proceedings against  
David M. Hirshon or Marshall J. Tinkle in any state or federal  
Court.

AUG - 6 2008

9/16/09 - 659196

Dated: New York, New York  
August 5, 2008

A handwritten signature in black ink, consisting of a series of loops and a long horizontal stroke extending to the right.

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IRA DANIEL TOKAYER, ESQ.  
Attorney for Defendant  
42 West 38<sup>th</sup> Street, Suite 802  
New York, New York 10018  
(212) 695-5250

MOT PRO HAC VICE 02 - NOT.wpd

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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QUO VADIS, INC. PROFIT SHARING	:	Index No. 08CV4259 (RMB)
TRUST,	:	
	:	
Plaintiff,	:	
	:	
- against -	:	AFFIDAVIT IN SUPPORT OF
	:	MOTION TO ADMIT COUNSEL
	:	<u>PRO HAC VICE</u>
WILLIAM SCHIEBEL,	:	
	:	
Defendant.	:	

-----X

IRA DANIEL TOKAYER, an attorney admitted to practice law in the State of New York, under penalty of perjury, affirms and says:

1. I am the attorney for the defendant William Schiebel in the above-captioned action. I submit this Affidavit in support of defendant's motion to admit David M. Hirshon and Marshall J. Tinkle as counsel pro hac vice to represent defendant in this matter. I am familiar with the matter set forth herein.

2. I am a member in good standing of the bar of the State of New York, having been admitted to practice law in this State in 1985. I am also currently admitted to practice in the United States District Court for the Southern District of New York and am in good standing with this court.

3. David M. Hirshon and Marshall J. Tinkle are partners at the law firm of Tompkins, Clough, Hirshon and Langer, P.A., 3 Canal Plaza, P.O.B. 15060, Portland, Maine 04112. I have

found attorneys Hirshon and Tinkle to be skilled attorneys and persons of integrity. They are experienced in federal practice and are familiar with the Federal Rules of Procedure.

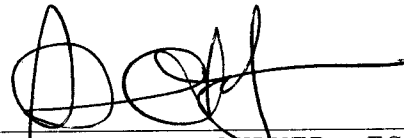
4. David M. Hirshon and Marshall J. Tinkle are members in good standing of the Bar of the State of Maine (as demonstrated by the attached certificates) and there are no disciplinary proceedings pending against them in any state or federal Court.

5. Accordingly, I am pleased to move for the admissions of David M. Hirshon and Marshall J. Tinkle, pro hac vice.

6. I respectfully submit a proposed order granting the admissions of David M. Hirshon and Marshall J. Tinkle pro hac vice, which is attached hereto.

WHEREFORE, it is respectfully requested that the motion to admit David M. Hirshon and Marshall J. Tinkle, pro hac vice, to represent defendant in the above-captioned action be granted.

Dated: New York, New York  
August 5, 2008



IRA DANIEL TOKAYER, ESQ.  
Attorney for Defendant  
42 West 38<sup>th</sup> Street, Suite 802  
New York, New York 10018  
(212) 695-5250

STATE OF MAINE

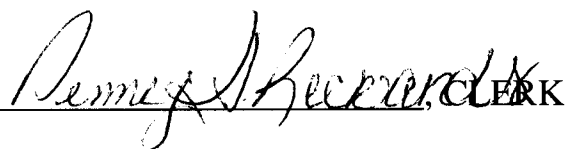
KNOX, SS

SUPREME JUDICIAL COURT

I, PENNY H RECKARDS, CLERK OF ALL THE JUDICIAL  
COURTS WITHIN THE COUNTY OF KNOX,  
HEREBY CERTIFY THAT ON THE 6<sup>th</sup> DAY OF OCTOBER A.D., 1983,  
IN THE SUPREME JUDICIAL COURT HOLDEN AT ROCKLAND,  
WITHIN AND FOR THE COUNTY OF KNOX AND  
STATE OF MAINE, SAID COURT BEING THE HIGHEST COURT OF  
RECORD IN SAID STATE:

MARSHALL J TINKLE OF PORTLAND ME  
BEING FOUND DULY QUALIFIED IN THAT BEHALF, HAVING  
TAKEN AND SUBSCRIBED THE OATH REQUIRED BY LAW, WAS  
ADMITTED TO PRACTICE AS AN ATTORNEY, AND BY VIRTUE  
THEREOF AS A COUNSELLOR AT LAW IN ALL THE COURTS OF  
SAID STATE OF MAINE, AND IS NOW A RECOGNIZED ATTORNEY  
AND COUNSELLOR AT LAW IN SAID COURTS, IN GOOD  
STANDING.

IN TESTIMONY WHEREOF, I HAVE HEREUNTO SET MY  
HAND AND AFFIXED THE SEAL OF SAID COURT, THIS 28<sup>th</sup> DAY  
OF JULY IN THE YEAR OF OUR LORD TWO THOUSAND  
AND EIGHTH

 CLERK

PENNY H RECKARDS

STATE OF MAINE

Cumberland, SS

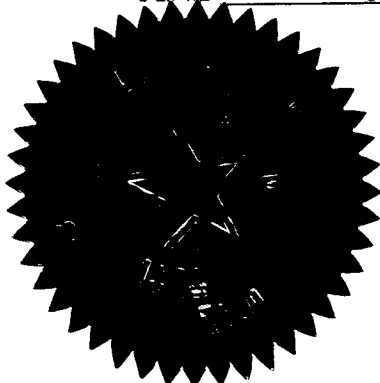
SUPREME JUDICIAL COURT

I, Gail L. Merritt, <sup>Adm.</sup> CLERK OF ALL THE JUDICIAL  
COURTS WITHIN THE COUNTY OF Cumberland,  
HEREBY CERTIFY THAT ON THE 28th DAY OF Sept. A.D., 1977,  
IN THE SUPREME JUDICIAL COURT HOLDEN AT Portland,  
WITHIN AND FOR THE COUNTY OF Cumberland AND  
STATE OF MAINE, SAID COURT BEING THE HIGHEST COURT OF  
RECORD IN SAID STATE:

David Mark Hirshon OF Portland, Maine  
BEING FOUND DULY QUALIFIED IN THAT BEHALF, HAVING  
TAKEN AND SUBSCRIBED THE OATH REQUIRED BY LAW, WAS  
ADMITTED TO PRACTICE AS AN ATTORNEY, AND BY VIRTUE  
THEREOF AS A COUNSELLOR AT LAW IN ALL THE COURTS OF  
SAID STATE OF MAINE, AND IS NOW A RECOGNIZED ATTORNEY  
AND COUNSELLOR AT LAW IN SAID COURTS, IN GOOD  
STANDING.

IN TESTIMONY WHEREOF, I HAVE HEREUNTO SET MY  
HAND AND AFFIXED THE SEAL OF SAID COURT, THIS 28th DAY  
OF July IN THE YEAR OF OUR LORD TWO THOUSAND  
AND eight

Gail L. Merritt, <sup>Adm.</sup> CLERK



UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X

QUO VADIS, INC. PROFIT SHARING : Index No. 08CV4259 (RMB)  
TRUST, :

Plaintiff, :

- against - :

ORDER FOR ADMISSION

: PRO HAC VICE

WILLIAM SCHIEBEL, :

Defendant. :

-----X

Upon the motion of Ira Daniel Tokayer, Esq., attorney  
for defendant, and said sponsor attorney's affidavit in support,

IT IS HEREBY ORDERED that:

David M. Hirshon and Marshall J. Tinkle  
Tompkins, Clough, Hirshon and Langer, P.A.  
3 Canal Plaza  
P.O.B. 15060  
Portland, Maine 04112.  
Phone: 207-874-6700  
Fax: 207-874-6705  
Email: dhirshon@tchl.com  
mjtinkle@tchl.com

are admitted to practice pro hac vice as counsel for defendant in  
the above captioned cause in the United States District Court for  
the Southern District of New York. All attorneys appearing  
before this Court are subject to the Local Rules of the Court,  
including the Rules governing discipline of attorneys. If this  
action is assigned to the Electronic Case Filing (ECF) system,  
Counsel shall immediately apply for an ECF password at  
nysd.uscourts.gov. Counsel has already forwarded the pro hac

vice fee to the Clerk of the Court.

Dated: New York, New York  
August \_\_, 2008

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United States District Judge



AFFIRMATION OF SERVICE

IRA DANIEL TOKAYER, ESQ., an attorney duly admitted to practice law in the State of New York, under penalty of perjury, affirms as follows:

On August <sup>6</sup>~~5~~, 2008, I served the within NOTICE OF MOTION TO ADMIT COUNSEL PRO HAC VICE by delivery a true copy thereof enclosed in a postpaid wrapper, in an official depository under the exclusive care and custody of the United States Post Office, addressed to the following, at the address set forth below: IDT

Michael J. Roberts, Esq.  
Roberts & Roberts  
401 Broadway  
New York, NY 10013

Dated: New York, New York  
August 5, 2008

  
\_\_\_\_\_  
IRA DANIEL TOKAYER